IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

THURSDAY, THE TWENTY FIRST DAY OF APRIL
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 3260 of 2005

Between:

1 K. Mallanna, S/o. Tippenna,
R/o. Village Jadimalkapur, Revenue Mandal, Zaheerabad
District Medak.
2 K. Ellanna, S/o. Manikyappa,
R/o. Village Jadimalkapur, Revenue Mandal, Zaheerabad
District Medak.

..... PETITIONERS

AND

1 The Revenue Divisional Officer, Sangareddy Division,
Medak District.
2 The Mandal Revenue Officer, Revenue Mandal
Zaheerabad, Medak District.
3 K. Mallanna, S/o. Rachappa,
R/o. Village Jagimalkapur, Revenue Mandal, Zaheerabad,
Medak District.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue writ of certiorari or any other appropriate writ order or direction quashing and setting aside the order of respondent No. 1 dated 28-11-04 in Appeal Case No. A1/99/2002 and the consequential order of respondent No. 2 dt. 1-2-2005 in Case No. A/8022.2004 in the interest of justice and pass such other order or orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioners: MR.MOHD. GHULAM HUSSAIN

Counsel for the Respondent Nos.1 and 2: GP FOR REVENUE
Counsel for the Respondent No.3: MR.D.KRISHNA REDDY

The Court, at the stage of admission, made the following :

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO: 3260 of 2005

ORDER:

This writ petition is made for the purpose of issuance of Certiorari to quash and set aside the order, dated 28-11-2004, issued by the 1st respondent-Revenue Divisional Officer, Sangareddy, in Appeal Case No.A1/99/2002 and the consequential order, dated 01-02-2005, issued by the 2nd respondent-Mandal Revenue Officer, Zaheerabad.

2 . Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

3 . Admittedly, in the present case, further appeal lies to the District Collector against the order passed by the 1st respondent.

4. Therefore, without entering into the merits of the case, the writ petition is disposed of directing the petitioner to avail the alternative efficacious remedy by filing an appeal before the District Collector, Medak District. After filing of such appeal, the same shall have to be considered in accordance with law. It is made clear that all the contentions raised in the writ petition are left open.

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April 21, 2005

Note:

Issue C.C. in two days.

B/o.

KVR

To

1 The Revenue Divisional Officer, Sangareddy Division,
Medak District.
2 The Mandal Revenue Officer, Revenue Mandal
Zaheerabad, Medak District.
3 Two C.Cs to the GP For Revenue, High of AP Buildings,

High Court of AP, Hyderabad. (O.U.T.)

4 Two C.D.Copies.